

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.982 OF 2005

Pinto Janardan Roy ... Applicant

versus

The State of Maharashtra ... Respondent

...

Mr.Mubin Solkar, for the Applicant.

Mr.V.B.Konde Deshmukh, A.P.P., for the
Respondent.

...

CORAM : A.M.KHANWILKAR, J.

21st February 2005

P.C.:

. Heard Counsel for the parties. The Applicant is arrested in connection with offence under section 285 of the Indian Penal Code, read with section 3 and 7 of the Essential Commodities Act and sections 3 and 4 of the Petroleum Products Act. The Applicant was a driver of the vehicle in question in which petrol to the extent

of 4000 litres was being carried. The Court below has rejected the bail application essentially on the ground that the Applicant has no permanent place of residence or deep roots in the society. The Applicant, through his Counsel, submits that the Applicant is willing to abide by any strict conditions, including substantial bail amount. Accordingly, the Applicant is directed to be released on bail on the following terms.

(A) The Applicant be released on bail in connection with CR.No. 37/2004 registered with Kagal Police Station on his executing personal bond in the sum of Rs.50,000/- (Rupees Fifty thousand only) with one or two local sureties in the like amount.

(B) The Applicant shall not leave the jurisdiction of the concerned police station without prior intimation to the investigating officer and the trial Court.

(C) The Applicant shall regularly report

to the concerned police station once a week on Saturday between 10 a.m. to 4 p.m. and also appear on all dates before the trial Court.

(D) The Applicant shall not influence the prosecution witnesses or tamper with the prosecution evidence in any manner whatsoever.

(E) The Applicant shall co-operate with the trial Court for early disposal of the trial. If the trial Court is of the opinion that the Applicant is in any manner responsible for the delay in disposal of the trial, that fact be recorded in the roznama, which can be a ground for cancellation of bail.

. Application disposed of on the above terms.

(A.M.KHANWILKAR, J.)